GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services –Commercial Taxes Department - Surprise check conducted over the Integrated Check Post, Purushottapuram of Ichapuram Mandal, Srikakulam District on 12.03.2016 – Allegations of Corruption – Common Disciplinary proceedings initiated- Inquiry under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991- Articles of Charge framed against Sri Anadula Ramana, Office Subordinate, Commercial Taxes Department – Orders-Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.462 **Dated:03.04.2019**
Read:

G.O.Ms.No.263, Revenue (Vigilance – II) Department, Dt:03-04-2019.

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O R D E R :

In continuation of the orders issued under Rule 24 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 in the reference read above, it is considered necessary to hold an enquiry against Sri Anadula Ramana, Office Subordinate, Commercial Taxes Department, Integrated Check Post, Purushottapuram of Ichapuram Mandal, Srikakulam District under Rule 20 of the said rules.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri Anadula Ramana, Office Subordinate, Commercial Taxes Department, Integrated Check Post, Purushottapuram of Ichapuram Mandal, Srikakulam District is directed to submit, within ten days of the receipt of this order, a written statement of his defense.

4. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Anadula Ramana, Office Subordinate, Commercial Taxes Department, Integrated Check Post, Purushottapuram of Ichapuram Mandal, Srikakulam District is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above, or otherwise fails or refuses to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

Contd.,2

6. Attention of Sri Anadula Ramana, Office Subordinate, Commercial Taxes Department, Integrated Check Post, Purushottapuram of Ichapuram Mandal, Srikakulam District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To

Sri Anadula Ramana, Office Subordinate, Commercial Taxes Department, Integrated Check Post, Purushottapuram of Ichapuram Mandal, Srikakulam District (w.e, Annexures-I to IV) **through** the Commissioner of Commercial Taxes, Andhra Pradesh, Eedupugallu, Vijayawada. (with a request to serve the order on the individual and send the served copy with dated signature to Government)

The Commissioner of Commercial Taxes, Andhra Pradesh, Eedupugallu, Vijayawada.

Copy to

The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Velagapudi.

The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administration Block, 2nd Floor, Andhra Pradesh, Vijayawada.

The Revenue (Commercial Tax – I) Department.

SF / SC.

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI ANADULA RAMANA, AGE 49 YEARS, OFFICE SUBORDINATE, O/o COMMERCIAL TAX OFFICER, SRIKAKULAM, WORKING ON DEPUTATION AT INTEGRATED CHECK POST, PURUSHOTTAPURAM, ICHAPURAM MANDAL, SRIKAKULAM DISTRICT IN SC.No.3/SCACB/SKL/2016 SRIKAKULAM RANGE.

Sri Anadula Ramana, S/o Laxmana Rao, age 47 years, Office Subordinate, O/o Commercial Tax Officer, Srikakulam, worked on deputation at Integrated Check Post, Purushottapuram, Ichapuram mandal, Srikakulam District joined in Government Service on 30.12.1995 as Night Watchman. He worked as such at Srikakulam Commercial Taxes Office. Later he was promoted as Officer Subordinate and posted at O/o the Commercial Tax Officer, Srikakulam and he worked as such on deputation to Integrated Check Post, Purushottapuram from 15.02.2015 to 31.03.2016 and committed the following grave mis-conduct in as much as.

CHARGE-I:-

He, without any leave or permission, was absent for the duty on 12.03.2016 i.e. on date of surprise check.

Thus Sri A. Ramana, Office subordinate, by his above mentioned acts, has-exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rule 4 (i) r/w 3(1)(2) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

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SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF THE ARTICLE OF CHARGE FRAMED AGAINST SRI ANADULA RAMANA, AGE 49 YEARS, OFFICE SUBORDINATE, O/o COMMERCIAL TAX OFFICER, SRIKAKULAM, WORKING ON DEPUTATION AT INTEGRATED CHECK POST, PURUSHOTTAPURAM, ICHAPURAM MANDAL, SRIKAKULAM DISTRICT IN SC.N0.3/SCACB/SKL/2016 SRIKAKULAM RANGE.

Sri Anadula Ramana, S/o Laxmana Rao, age 47 years, Office Subordinate, O/o Commercial Tax Officer, Srikakulam is native of G.Sigadam. His date of birth is 01.06.1967. He joined in Government Service on 30.12.1995 as Night Watchman. He worked as such at Srikakulam Commercial Taxes Office. Later he was promoted as Officer Subordinate and posted at O/o the Commercial Tax Officer, Srikakulam and he worked as such on deputation to Integrated Check Post, Purushottapuram from 15.02.2015 to 31.03.2016. He is drawing basic pay of Rs. 32,340/- and he is attaining superannuation on 31.05.2027. He is here-in-after called as Government Servant.

CHARGE-I:-

That Sri A.Ramana, while working as Office subordinate at O/o Administrative Officer, Integrated Check Post, Purushottapuram, was absent for the duty at the time of surprise check without any leave or permission.

FACTS AND EVIDENCE:-

On receipt of credible information that the officials and employees of Integrated Check Post of Itchapuram were indulging in corrupt practices and habitually collecting illegal gratification directly and through unauthorized private persons and allowing the vehicles to pass through check post without verifying the vehicle records and goods being transported there in and there by causing huge loss to the Government exchequer, the officials of the Anti Corruption Bureau, Srikakulam Range conducted a surprise check on the integrated check post, Purushottapuram, Srikakulam from 04.30 AM to 09.30 AM on 12.03.2016.

The check post officials are supposed to check each and every vehicle passing through the check post to find out the violations made by them under M.V. Act and rules, Commercial Tax Act etc., and they are supposed to collect the tax dues and fine amounts accordingly. But the staff of check post including the Government Servant were allowing the vehicles to pass through the check-post without verifying the vehicles and the vehicle records by abusing their official position and collecting bribes thereby causing huge loss to the Government exchequer.

During the said surprise check, on perusal of duty register it is found that the Government Servant was supposed to be present on duty in the check post from 09.00 PM on-11.03.2016 to 07.00 AM on 12.03.2016, but he was absent for duty without any leave or permission.

Contd.,2

Thus the Government Servant, by his above mentioned acts, has exhibited lack of integrity, devotion to the duty and conduct unbecoming of a Govt. Servant and thereby contravened Rule 4(i) r/w 3(1) & (2) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

The Government Servant has therefore rendered himself liable for regular departmental action for major penalty.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

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ANNEXURE-III

DOCUMNETARY EVIDENCE:-

1	Original mediators report dated on 12.03.2016 from 04.30 AM to 09.30 AM drafted at ICP, Purushottapuram,Itchapuram
2	Attendance Register
3	Duty Register
4	Duty Roster Sheet
5	Reply from Administrative officer, ICP, Purushottapuram vide Rc.No.11/2016 HC dated 20.04.2016 along with service particulars of charged officer.
6	If any document required, will be submitted

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

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ANNEXURE-IV

ORAL EVIDENCE:-

1	Sri Suvvari Venkata Surya Prakash, S/o late Satyanarayana, age 57 years, Asst. Project Director, DWMA, Srikakulam. R/o Door No. 7-16-8/4, Tumma Street, Srikakulam
2	Sri Kamba Muralikrishna, S/o late Lingaraju, age 52 years, Dy. Statitical Officer, O/o Project Director, DWMA, Srikakulam. R/o 4-1-156/1, Kisan Seeds beside, Nanubala Street, Srikakulam. LW-1 & 2 speak about their presence as official mediators at the time of surprise check conducted on the integrated check post and observation of happenings at the check post and preparation of the proceedings etc facts.
3	Sri. S.Ananth, Head Constable. 1356 of ACB, Srikakulam Range
4	Sri Ch. Viswanadham, PC 962 of ACB, Srikakulam Range
5	Sri T.Rama Rao, PC 2336 of ACB, Srikakulam Range
6	Sri. L.Chinnam Naidu, PC 486 of ACB, Srikakulam Range
7	Sri. T. Ramesh Babu, PC 553 of ACB, Srikakulam Range LW-3 to 7 are ACB officials and they speak of their assisting the DSP, ACB during the surprise check and observations on the happening at the counters of check post.
8	Sri. K.Ranga Raju, Deputy Superintendent of Police, ACB, Srikakulam Range. He speaks to the fact of his supervision of surprise check conducted on the ICP, Itchapuram and observations on the happening at the counters of check post , about the collection of mamools by the officials of check post from the transport drivers, apprehension of the private persons, seizure of amount, relevant documents and registers during the proceedings.
9	Sri. P.Srinivas Rao, Inspector of police, ACB, Srikakulam Range. He speaks to the facts of his assisting the DSP, ACB during the surprise check and observations on the happening at the counters of check post and obtained required information from concerned department and submitted the detailed report to the HO.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED BY ORDER//

SECTION OFFICER